

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO.17204 of 2004

Between:

M. Raghurama Rao, Hindu, S/o Late M.B.S. Prakasa Rao,
Plot No. LIG-75, Sector-5, M.V.P. Colony, Visakhapatnam.

.... PETITIONER

AND

- 1 The Zonal Manager, Life Insurance Corporation of India,
South Zone Office, Hyderabad.
- 2 The Senior Divisional Manager. Life Insurance Corporation of India,
Divisional Office, Visakhapatnam.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, more particularly one in the nature Writ of Mandamus, declaring the inaction of the respondents in promoting the petitioner to the post of Administrative Officer and retaining the petitioner at Visakhapatnam as illegal, arbitrary, and violative of Art. 14, 16 of Constitution of India, direct the respondents to consider forthwith the petitioner case for promotion to the post of Administrative Officer and retention at Visakhapatnam on par with my juniors together with all consequential and attendant benefits.

For the Petitioner:DR.P.B.VIJAY KUMAR, Advocate

For the Respondents: None appeared.

The Court made the following :

ORDER:

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The petitioner contends that he was appointed as an Assistant in the respondent-organization in the year 1975. He was promoted as Assistant Administrative Officer in the year 1995 and he has due to get further promotion as an Administrative Officer. His case for promotion to the post of Administrative Officer was not considered in the year 2001-2002 though, there were vacancies but less qualified candidates, who are juniors to him were given promotions. The petitioner made a representation on 9-5-2002, which was turned down without any reason. On 16-5-2003, the respondents passed an order promoting him and posting him to Rajahmundry Division. The petitioner could not accept the said promotion due to his daughter's education and employment of his wife and he requested the respondents to retain him at Visakhapatnam by giving promotion but it was not considered. He subsequently made a representation on 16-05-2005 and followed by another representation dated 30-05-2003 for promotion to the post of Administrative Officer and retention at Visakhapatnam. The petitioner further contends that he also made another representation on 7-5-2004 with similar request, but no orders have been passed by the respondents, on these representations. The petitioner therefore, approached this Court seeking a direction to the respondents to consider his request for promotion to the post of Administrative Officer and retention at Visakhapatnam.

In the light of the circumstances explained by the petitioner, the respondents are directed to pass appropriate orders on merits according to the rules on the representation of the petitioner within four weeks from the date of receipt of a copy of this order and communicate the same to the petitioner.

Accordingly, the Writ Petition is disposed of. No order as to costs.

24th September, 2004.

Mrb

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The Zonal Manager, Life Insurance Corporation of India,
South Zone Office, Hyderabad.
- 2 The Senior Divisional Manager. Life Insurance Corporation of
India, Divisional Office, Visakhapatnam.
3. Two CD copies